

Message

From: Schwarz, Stephanie [Schwarz.Stephanie@epa.gov]
Sent: 9/9/2021 4:09:32 PM
To: Bushman, Daniel [Bushman.Daniel@epa.gov]
CC: Turk, David [Turk.David@epa.gov]
Subject: RE: TRI NDAA Threshold Question

Hi Dan,

I think it would be helpful to set up a short meeting. I'd like to know what the program has done in the past to set a lower limit for a class of substances, particularly the categories that are listed as chemicals of special concern.

Best,
Stephanie

From: Bushman, Daniel <Bushman.Daniel@epa.gov>
Sent: Wednesday, September 8, 2021 4:20 PM
To: Schwarz, Stephanie <Schwarz.Stephanie@epa.gov>
Cc: Turk, David <Turk.David@epa.gov>
Subject: TRI NDAA Threshold Question

Hi Stephanie,

As you know under the 2020 NDAA there are three parts that add PFAS to the TRI list, two of those establish a 100-lb reporting threshold for the listed PFAS but the third does not:

- 7321(b)(2) sets a 100-lb reporting threshold for PFAS added via Immediate Inclusion 7321(b)(1)
- 7321(c)(2) sets a 100-lb reporting threshold for PFAS added via Inclusion Following Assessment 7321(c)(1)
- For chemicals added via Inclusion Following Determination 7321(d)(2) there is no established reporting threshold

Ex. 5 Deliberative Process (DP)

"(2) Revisions. -- The Administrator may establish a threshold amount for a toxic chemical different from the amount established by paragraph (1). Such revised threshold shall obtain reporting on a substantial majority of total

releases of the chemical at all facilities subject to the requirements of this section. The amounts established under this paragraph may, at the Administrator's discretion, be based on classes of chemicals or categories of facilities."

Ex. 5 Deliberative Process (DP)

Happy to set up a meeting to discuss this if you would like to do so.

Thanks.
Dan

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